

ORIGINAL

FILED
U.S. DISTRICT COURT
NORTHERN DIST. OF TX.
FT. WORTH DIVISION

Jerry J. Jarzombek
 714 W. Magnolia Avenue
 Fort Worth, Texas 76104
 Voice: 817-348-8325
 Fax: 817-348-3828

2011 OCT 27 PM 12:34
 CLERK OF COURT

**IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF TEXAS
 FORT WORTH DIVISION**

NOEL J. SANTILLAN,

Plaintiff,

vs.

GRUNICK RECOVERY
 MANAGEMENT, INC., and
 JOAN MYERS,

Defendant.

Civil Action No.

**COMPLAINT
 and
 DEMAND FOR JURY TRIAL**

4 - 11 C V - 769 - Y

(Unlawful Debt Collection Practices)

Preliminary Statement

1. Plaintiff, Noel J. Santillan ("Santillan"), brings this action under the Fair Debt Collection Practices Act, 15 U.S.C. § 1692, *et seq.* ("FDCPA"), as well as under the Texas Debt Collection Act, Tex. Finance Code § 392.001, *et seq.* ("TDCA") and the Texas Deceptive Trade Practices Act, Subchapter E, Chapter 17, Business & Commerce Code ("DTPA"), to obtain statutory damages, injunctive relief, declaratory relief, and other relief for the Defendant's violations of the FDCPA, the TDCA and the DTPA.

2. Defendants, Grunick Recovery Management, Inc. ("Grunick") and Joan Myers ("Myers") attempted to collect a consumer debt allegedly owed by Plaintiff, arising from a purported obligation to Washington Mutual. The obligation ("Debt") required Plaintiff to pay money arising out of transactions in which money, property, insurance, or services were the subject thereof and the same were primarily for personal, family, or household purposes. Specifically, the alleged debt arose from a credit card, which was used by the Plaintiff for non-business purposes.

Jurisdiction and Venue

3. Jurisdiction of this Court attains pursuant to 15 U.S.C. § 1692k(d), 28 U.S.C. §§ 1331 and 1337(a), and the doctrine of supplemental jurisdiction for the TDCA and DTPA claims pursuant to 28 U.S.C. § 1367.

4. Venue in the Northern District of Texas is proper under 28 U.S.C. § 1391(b)-(c) and because the acts and transactions occurred here and the Defendant transacts business here.

Parties

5. Plaintiff is a citizen of the State of Texas. Plaintiff is a "consumer" as defined by 15 U.S.C. § 1692a(3) and Tex. Finance Code § 392.001(1).

6. Grunick is an entity engaged in the business of collecting consumer debts in the Northern District of Texas. The principal purpose of Grunick's business is the collection of consumer debts using the mails and telephone, and it regularly attempts to collect consumer debts for others. Grunick is a "debt collector" as defined by 15 U.S.C. § 1692a(6) and Tex. Finance Code § 392.001(6). Grunick is also a "third-party debt collector" as defined by Tex. Finance Code § 392.001(7).

7. Myers is an individual engaged in the business of collecting consumer debts in the Northern District of Texas. The principal purpose of Myers's business is the collection of consumer debts using the mails and telephone, and it regularly attempts to collect consumer debts for others. Myers is a "debt collector" as defined by 15 U.S.C. § 1692a(6) and Tex. Finance Code § 392.001(6). Myers is also a "third-party debt collector" as defined by Tex. Finance Code § 392.001(7). Myers claims to be the president of Grunick.

Factual Allegations

8. On or about September 12, 2011, Myers filed suit on behalf of Grunick in the Justice Court, Precinct One, of Tarrant County, Texas. Said lawsuit bears Cause No. JP01-11-JS00022940, and is styled *Grunick Recovery Management, Inc. v. Noel Jose Santillan*. (The "State Court Case"). The pleading affirmatively states that Tarrant County is a proper venue for the action "because it is the home of the Defendant ... venue is proper under Texas Civil Practice and Remedies Code § 15.099." The pleading makes no statement about the proper precinct.

9. As to the parties and the Debt, Precinct One of Tarrant County, Texas is not the Plaintiff's 15 U.S.C. § 1692i "district", and it is not the Tex. Civ. Prac. & Rem. Code § 15.092(c) precinct of Plaintiff's residence at the time the cause of action accrued. The Plaintiff was not a resident of Precinct One of Tarrant County, Texas at the time that the State Court Case was filed, but rather a resident of Precinct Three. Moreover, the Plaintiff signed no contract with Washington Mutual at a time when he was located in Precinct One of Tarrant County, Texas.

10. To transfer the case from Precinct One to Precinct Three of Tarrant County, Plaintiff, through counsel, filed a motion to transfer venue. A true and accurate copy of the facsimile transmission receipt indicating a successful transmission of the motion to transfer venue on September 30, 2011 is attached hereto as Exhibit A.

11. Plaintiff, through counsel, filed his original answer subject to the motion to transfer venue. A true and accurate copy of the facsimile transmission receipt indicating a successful transmission of the answer subject to the motion to transfer venue on September 30, 2011 is attached hereto as Exhibit B.

12. By letter dated October 8, 2011, Grunick and Myers communicated with the Plaintiff. A true and accurate copy of the October 8, 2011 correspondence is attached hereto as Exhibit C.

13. Exhibit C is an attempt to collect a debt, as it suggests that the Plaintiff “resolve this matter prior to any hearing or further costs to either Grunick Recovery Management, Inc. or yourself.”

14. Plaintiff was represented by counsel at all times relevant to the October 8, 2011 correspondence from Grunick and Myers.

15. Grunick has neither obtained nor filed the third-party debt collector’s bond required by Tex. Fin. Code § 392.101.

16. The foregoing acts and omissions were undertaken on behalf of the Defendants by its respective officers, agents, or employees acting at all times relevant hereto within the scope of that relationship.

17. The foregoing acts and omissions of the Defendants were undertaken by it willfully, intentionally, knowingly, and/or in gross disregard of the rights of the Plaintiff.

18. The foregoing acts and omissions of the Defendants were undertaken indiscriminately and persistently, as part of Defendants' regular and routine collection efforts, and without regard to or consideration of the identity or rights of the Plaintiff.

First Claim for Relief

19. The Plaintiff repeats, realleges, and incorporates by reference the foregoing paragraphs. The Defendant's violations of the FDCPA include, but are not limited to the following:

- a. In violation of 15 U.S.C. § 1692c(a)(2), the Defendants communicated with the Plaintiff in connection with the collection of a consumer debt after learning that the Plaintiff was represented by an attorney and knew, or could readily ascertain, the attorney's name and address.
- b. In violation of 15 U.S.C. § 1692d, the Defendants engaged in conduct the natural consequence of which was to harass, oppress, or abuse a person in connection with the collection of a debt, which conduct included forum shopping in an effort to obtain the most favorable outcome in the collection of a consumer debt.
- c. In violation of 15 U.S.C. § 1692e, 15 U.S.C. § 1692e (2)(a), 15 U.S.C. § 1692e(10), and the "least sophisticated consumer standard," Defendants used objectively false representations and/or false, deceptive, or misleading representations or means in connection with the collection of a consumer debt, in an effort to effect a settlement with the Consumer.
- d. In violation of 15 U.S.C. 1692e(5) and the "least sophisticated consumer standard," the Defendants threatened to take an action which cannot legally be taken or that is not intended to be taken, by filing a lawsuit in a precinct other than the precinct in which the Plaintiff signed the agreement or resided at the institution of the State Court Case..

- c. In violation of 15 U.S.C. § 1692f, Defendants used unfair or unconscionable means to collect or attempt to collect a consumer debt which means included forum shopping in an effort to obtain the most favorable outcome in the collection of a consumer debt, and collecting without satisfying the bonding requirements of the Texas Finance Code.
 - d. In violation of 15 U.S.C. § 1692i, the Defendant filed suit in Precinct 1 of Tarrant County, Texas which is a judicial district other than the one in which the Consumer signed a contract sued upon, or in which the Consumer resided at the commencement of the action.
20. Under 15 U.S.C. § 1692k, Defendants' violations of the FDCPA render them jointly and severally liable to Plaintiff for statutory damages, costs, and reasonable attorney's fees.

Second Claim for Relief

21. The Plaintiff repeats, realleges, and incorporates by reference the foregoing paragraphs. The Defendant's violations of the TDCA include, but are not limited to the following:
- a. In violation of Tex. Fin. Code § 392.101, Grunick failed to obtain and file a third-party debt collectors bond with the Texas Secretary of State.
 - b. In violation of Tex. Fin. Code § 392.301(a)(8), the Defendants threatened to take (and/or did take) an action prohibited by law.
 - b. In violation of Tex. Fin. Code § 392.304(a)(8), the Defendants misrepresented the character of a consumer debt, and the status of the debt in a judicial proceeding.
 - c. In violation of Tex. Fin. Code § 392.304(a)(19), Defendants used false representations and deceptive means to collect a consumer debt.

22. Under Tex. Fin. Code Ann. § 392.403, the Defendants' violations of the TDCA render them jointly and severally liable to Plaintiff for statutory damages, injunctive relief, declaratory relief, costs, and reasonable attorney's fees.

Third Claim for Relief

23. The Plaintiff repeats, realleges, and incorporates by reference the foregoing paragraphs.

- a. Pursuant to Tex. Fin. Code Ann. § 392.404, the Defendant's violations of the TDCA also constitute a deceptive trade practice under Subchapter E, Chapter 17, Business & Commerce Code, ("DTPA") and is actionable under that subchapter.

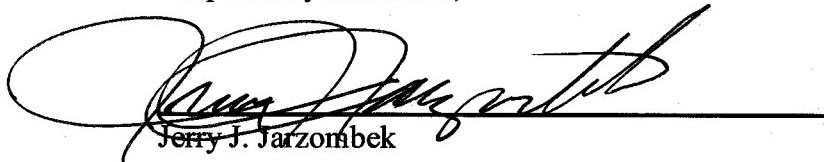
24. Under Tex. Bus. & Com. Code Ann. § 17.50(b)(2), the Defendants' violations of the DTPA render them jointly and severally liable to Plaintiff for injunctive relief and reasonable attorney's fees.

Prayer for Relief

WHEREFORE, the Plaintiff prays that this Court:

1. Declare that Defendants' actions violate the FDCPA, the TDCA and the DTPA.
2. Enjoin the Defendants' actions which violate the TDCA and the DTPA.
3. Enter judgment in favor of Plaintiff and against Defendants for statutory damages, costs, and reasonable attorneys' fees as provided by 15 U.S.C. § 1692k(a) and/or Tex. Fin. Code Ann. § 392.403 and/or Tex. Bus. & Com. Code § 17.50(d).
4. Grant such further relief as deemed just.

Respectfully submitted,



Jerry J. Jarzombek
Texas Bar No. 10589050
714 W. Magnolia Avenue
Fort Worth, Texas 76104
817-348-8325
817-348-8328 facsimile

DEMAND FOR JURY TRIAL

Plaintiff demands trial by jury in this action.

Respectfully submitted,



Jerry J. Jarzombek
Texas Bar No. 10589050

714 W. Magnolia Avenue
Fort Worth, Texas 76104
817-348-8325
817-348-8328 facsimile

EXHIBIT A

| Destination | Start Time | Time | Prints | Result | Note |
|-------------|-------------|----------|---------|--------|------|
| 8175454999 | 09-30 14:01 | 00:02:43 | 006/006 | OK | L1 |

Note L1: Main Circuit, L2: Sub Circuit, TMR: Timer, POL: Poll, ORG: Original, FME: Frame Erase TX, MIX: Mixed Original, CALL: Manual Communication, CSRC: CSRC, FWD: Forward, PC: PC-FAX, BND: Bind, SP: Special Original, FCODE: F-Code, RTX: Re-Tx, RLY: Relay, MBX: Confidential, BUL: Bulletin, SIP:SIP-Fax, IPADR:IP Address Fax, I-FAX:Internet Fax

Result OK: Communication OK, S-OK: Stop Communication, PW-OFF: Power Switch OFF, TEL: RX from TEL, NG: Other Error, Cont: Continue, No Ans: No Answer, Refuse: Receipt Refused, Busy: Busy, M-Full:Memory Full, LOVR:Receiving length Over, POVER:Receiving page Over, FIL:File Error, DC:Decode Error, MDN:MDN Response Error, DSN:DSN Response Error.

THE LAW OFFICE OF JERRY JARZOMBEK, PLLC

714 W. MAGNOLIA

FORT WORTH, TEXAS 76104

PHONE 817-348-8325

FAX 817-348-8328

FACSIMILE TRANSMITTAL SHEET

| | |
|--|------------------------------|
| TO: | FROM: |
| Joan Myers, President | Jerry Jarzombek |
| COMPANY: | DATE: |
| Grunick Recovery Management, Inc. | 09/30/11 |
| FAX NUMBER: | TOTAL PAGES INCLUDING COVER: |
| (817) 545-4999 | 6 |
| PHONE NUMBER: | SENDER'S REFERENCE NUMBER: |
| RE: | YOUR REFERENCE NUMBER: |
| Grunick Recovery Management, Inc. successor in interest to Washington Mutual Finance Co. Noel Jose Santillan | |

URGENT FOR REVIEW PLEASE COMMENT PLEASE REPLY PLEASE RECYCLE

NOTES/COMMENTS: ORIGINAL WILL NOT FOLLOW BY MAIL

Defendant's Motion to Transfer Venue

Please advise if you are agreed or opposed.

Please call to report transmission problems.

This is a privileged and confidential communication and is transmitted for the exclusive information and use of the addressee. Persons responsible for delivering this communication to the intended recipient are admonished that this communication may not be copied or disseminated except as

EXHIBIT B

| Destination | Start Time | Time | Prints | Result | Note |
|-------------|-------------|----------|---------|--------|------|
| 8175454999 | 09-30 14:04 | 00:01:47 | 004/004 | OK | L1 |

Note L1: Main Circuit, L2: Sub Circuit, TMR: Timer, POL: Poll, ORG: Original, FME: Frame Erase TX, MIX: Mixed Original, CALL: Manual Communication, CSRC: CSRC, FWD: Forward, PC: PC-FAX, BND: Bind, SP: Special Original, FCODE: F-Code, RTX: Re-Tx, RLY: Relay, MBX: Confidential, BUL: Bulletin, SIP:SIP-Fax, IPADR:IP Address Fax, I-FAX:Internet Fax

Result OK: Communication OK, S-OK: Stop Communication, PW-OFF: Power Switch OFF, TEL: RX from TEL, NG: Other Error, Cont: Continue, No Ans: No Answer, Refuse: Receipt Refused, Busy: Busy, M-Full:Memory Full, LOVR:Receiving length Over, POVER:Receiving page Over, FIL:File Error, DC:Decode Error, MDN:MDN Response Error, DSN:DSN Response Error.

**THE LAW OFFICE OF JERRY
JARZOMBEK, PLLC**

714 W. MAGNOLIA

FORT WORTH, TEXAS 76104

PHONE 817-348-8325

FAX 817-348-8328

FACSIMILE TRANSMITTAL SHEET

| | |
|--|------------------------------|
| TO: | FROM: |
| Joan Myers, President | Jerry Jarzombek |
| COMPANY: | DATE: |
| Grunick Recovery Management, Inc. | 09/30/11 |
| FAX NUMBER: | TOTAL PAGES INCLUDING COVER: |
| (817) 545-4999 | 4 |
| PHONE NUMBER: | SENDER'S REFERENCE NUMBER: |
| RE: | YOUR REFERENCE NUMBER: |
| Grunick Recovery Management, Inc. successor in interest to Washington Mutual Finance vs. Noel Jose Santillan | |

URGENT FOR REVIEW PLEASE COMMENT PLEASE REPLY PLEASE RECYCLE

NOTES/COMMENTS: ORIGINAL WILL NOT FOLLOW BY MAIL

Defendant's Original Answer

Please call to report transmission problems.

This is a privileged and confidential communication and is transmitted for the exclusive information and use of the addressee. Persons responsible for delivering this communication to the intended recipient are admonished that this communication may not be copied or disseminated except as directed by the addressee. If you have received this communication in error, please notify us immediately. Thank you.

EXHIBIT C

GRUNICK RECOVERY MANAGEMENT, INC.

2725 Central Drive, Bedford, TX 76021 (817) 545-3335 (800) 693-7795 Fax (817) 545-4999

October 8, 2011

Account No. 09-00092-0

Noel Jose Santillan
1001 Meadow Circle N
Keller, Texas 76248-3628

ACCOUNT NO.: 4559906278208678
CLIENT NAME: Grunick Recovery Management, Inc.,
successor-in-interest to Washington

Mr Santillan:

I am in receipt of the court's notice regarding your motion to transfer venue. I assume that you are not represented by an attorney. If I am wrong in that assumption please contact me immediately.

I believe we probably can resolve this matter prior to any hearing or further costs to either Grunick Recovery Management, Inc. or yourself. Please call me at the above number 817 545-3335 to discuss this matter as soon as possible.

Sincerely,



Joan Myers

PURSUANT TO FEDERAL LAW, THIS FIRM IS DESIGNATED AS A
'DEBT COLLECTOR'. THE PURPOSE OF THIS COMMUNICATION IS TO COLLECT A DEBT AND ANY
FURTHER INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

ORIGINAL

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

RECEIVED
U.S. DISTRICT COURT
NORTHERN DIVISION
OCT 27 2011

I. (a) PLAINTIFFS

NOEL SANTILLAN

DEFENDANTS

GRUNICK RECOVERY MANAGEMENT, INC.
AND JOAN MYERS(b) County of Residence of First Listed Plaintiff TARRANT
(EXCEPT IN U.S. PLAINTIFF CASES)

County of Residence of First Listed Defendant

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE
LAND INVOLVED.

Attorneys (If Known)

CLERK OF COUR. 4 - 11 C V - 769 - Y

(c) Attorney's (Firm Name, Address, and Telephone Number)
Jerry J. Jarzombek, The Law Office of Jerry Jarzombek, PLLC,
714 W. Magnolia Ave., Fort Worth, TX 76104; (817) 348-8325

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- | | |
|--|---|
| <input type="checkbox"/> 1 U.S. Government Plaintiff | <input checked="" type="checkbox"/> 3 Federal Question (U.S. Government Not a Party) |
| <input type="checkbox"/> 2 U.S. Government Defendant | <input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III) |

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

| Citizen of This State | PTF | DEF | PTF | DEF | |
|----------------------------|--------------------------|----------------------------|---|----------------------------|----------------------------|
| <input type="checkbox"/> 1 | <input type="checkbox"/> | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| <input type="checkbox"/> 2 | <input type="checkbox"/> | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| <input type="checkbox"/> 3 | <input type="checkbox"/> | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)

| CONTRACTS | CIVIL RIGHTS | PERSONAL INJURY | PERSONAL PROPERTY | LAW OF THE LAND | IMMIGRATION | TRADE PRACTICES | DISPERSAL OF TAXES | ENVIRONMENTAL |
|---|--|---|--|---|--|---|---|--|
| <input type="checkbox"/> 110 Insurance | <input type="checkbox"/> 310 Airplane | <input type="checkbox"/> 362 Personal Injury - Med. Malpractice | <input type="checkbox"/> 610 Agriculture | <input type="checkbox"/> 422 Appeal 28 USC 158 | <input type="checkbox"/> 861 HIA (1395ff) | <input type="checkbox"/> 400 State Reapportionment | <input type="checkbox"/> 410 Antitrust | <input type="checkbox"/> 430 Banks and Banking |
| <input type="checkbox"/> 120 Marine | <input type="checkbox"/> 315 Airplane Product Liability | <input type="checkbox"/> 365 Personal Injury - Product Liability | <input type="checkbox"/> 620 Other Food & Drug | <input type="checkbox"/> 423 Withdrawal 28 USC 157 | <input type="checkbox"/> 862 Black Lung (923) | <input type="checkbox"/> 430 Commerce | <input type="checkbox"/> 440 Deportation | <input type="checkbox"/> 450 Deportation |
| <input type="checkbox"/> 130 Miller Act | <input type="checkbox"/> 320 Assault, Libel & Slander | <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability | <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 | <input type="checkbox"/> 630 Liquor Laws | <input type="checkbox"/> 830 Patent | <input type="checkbox"/> 460 Racketeer Influenced and Corrupt Organizations | <input type="checkbox"/> 470 Consumer Credit | <input type="checkbox"/> 480 Cable/Sat TV |
| <input type="checkbox"/> 140 Negotiable Instrument | <input type="checkbox"/> 330 Federal Employers' Liability | <input type="checkbox"/> 370 Other Fraud | <input type="checkbox"/> 640 R.R. & Truck | <input type="checkbox"/> 640 Occupational Safety/Health | <input type="checkbox"/> 840 Trademark | <input type="checkbox"/> 480 Selective Service | <input type="checkbox"/> 490 Securities/Commodities/ Exchange | <input type="checkbox"/> 510 Other |
| <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment | <input type="checkbox"/> 340 Marine Product Liability | <input type="checkbox"/> 371 Truth in Lending | <input type="checkbox"/> 650 Airline Regs. | <input type="checkbox"/> 710 Fair Labor Standards Act | <input type="checkbox"/> 863 DIWC/DIWW (405(g)) | <input type="checkbox"/> 875 Customer Challenge | <input type="checkbox"/> 520 Rent Lease & Ejectment | <input type="checkbox"/> 890 Other Statutory Actions |
| <input type="checkbox"/> 151 Medicare Act | <input type="checkbox"/> 345 Motor Vehicle Product Liability | <input type="checkbox"/> 380 Other Personal Property Damage | <input type="checkbox"/> 660 Occupational Safety/Health | <input type="checkbox"/> 720 Labor/Mgmt. Relations | <input type="checkbox"/> 864 SSID Title XVI | <input type="checkbox"/> 891 Agricultural Acts | <input type="checkbox"/> 530 General | <input type="checkbox"/> 892 Economic Stabilization Act |
| <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) | <input type="checkbox"/> 350 Motor Vehicle | <input type="checkbox"/> 385 Property Damage Product Liability | <input type="checkbox"/> 670 OSHA Act | <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act | <input type="checkbox"/> 865 RSI (405(g)) | <input type="checkbox"/> 893 Environmental Matters | <input type="checkbox"/> 535 Death Penalty | <input type="checkbox"/> 894 Energy Allocation Act |
| <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits | <input type="checkbox"/> 355 Motor Vehicle | <input type="checkbox"/> 390 Other Civil Rights | <input type="checkbox"/> 740 Railway Labor Act | <input type="checkbox"/> 790 Other Labor Litigation | <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) | <input type="checkbox"/> 895 Freedom of Information Act | <input type="checkbox"/> 540 Mandamus & Other | <input type="checkbox"/> 896 Appeal of Fee Determination Under Equal Access to Justice |
| <input type="checkbox"/> 160 Stockholders' Suits | <input type="checkbox"/> 360 Other Personal Injury | <input type="checkbox"/> 410 Voting | <input type="checkbox"/> 750 Civil Rights | <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act | <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609 | <input type="checkbox"/> 900 Constitutionality of State Statutes | <input type="checkbox"/> 550 Prison Condition | <input type="checkbox"/> 897 Customer Challenge |
| <input type="checkbox"/> 190 Other Contract | | <input type="checkbox"/> 420 Employment | <input type="checkbox"/> 510 Motions to Vacate Sentence | <input type="checkbox"/> 760 Civil Rights | | | | |
| <input type="checkbox"/> 195 Contract Product Liability | | <input type="checkbox"/> 430 Housing/ Accommodations | <input type="checkbox"/> 520 Habeas Corpus: | <input type="checkbox"/> 770 Other Civil Rights | | | | |
| <input type="checkbox"/> 196 Franchise | | <input type="checkbox"/> 440 Welfare | <input type="checkbox"/> 530 General | <input type="checkbox"/> 780 Other Immigration Actions | | | | |
| | | <input type="checkbox"/> 445 Amer. w/Disabilities - Employment | <input type="checkbox"/> 535 Death Penalty | | | | | |
| | | <input type="checkbox"/> 446 Amer. w/Disabilities - Other | <input type="checkbox"/> 540 Mandamus & Other | | | | | |
| | | <input type="checkbox"/> 440 Other Civil Rights | <input type="checkbox"/> 550 Civil Rights | | | | | |
| | | | <input type="checkbox"/> 555 Prison Condition | | | | | |

V. ORIGIN

(Place an "X" in One Box Only)

- | | | | | | | |
|---|---|--|---|--|---|--|
| <input checked="" type="checkbox"/> 1 Original Proceeding | <input type="checkbox"/> 2 Removed from State Court | <input type="checkbox"/> 3 Remanded from Appellate Court | <input type="checkbox"/> 4 Reinstated or Reopened | <input type="checkbox"/> 5 Transferred from another district (specify) | <input type="checkbox"/> 6 Multidistrict Litigation | <input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judgment |
|---|---|--|---|--|---|--|

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
15 U.S.C. 1692, et seq.

Brief description of cause:

Unlawful debt collection

VII. REQUESTED IN COMPLAINT:

 CHECK IF THIS IS A CLASS ACTION
UNDER F.R.C.P. 23

DEMAND \$

1,000.00+

CHECK YES only if demanded in complaint:

JURY DEMAND: Yes NoVIII. RELATED CASE(S) (See instructions)
PENDING OR CLOSED:

JUDGE

DOCKET NUMBER

DATE
10/26/2011

SIGNATURE OF ATTORNEY OF RECORD

FOR OFFICE USE ONLY

F0015541

350

RECEIPT #

AMOUNT

APPLYING IPP

JUDGE

MAG. JUDGE